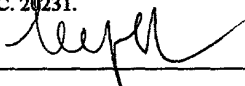


I hereby certify that on February 8, 2002, which is the date I am signing this certificate, this correspondence and all listed attachments are being deposited with the United States Postal Service as Express Mail Post Office to Addressee" under 37CFR § 1.10, Mailing Label No. EL920536818US in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.


Sergio F. Chacon

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of:

Rex Carswell George NIVEN

Serial Number: To Be Assigned

Filing Date: February 8, 2002

Entitled: *SAFETY/WARNING DEVICE*

Group Art Unit: To Be Determined

Examiner: To Be Determined

Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

IN THE CLAIMS:

Please amend claims 9, 12, 13 and 14 to read as follows :

9. (Amended) A safety/warning device as claimed in claim 2, wherein the light source is located within the lens such that the at least one light emitting diode is at a height relative to the lens to give a relatively bright band of light in the horizontal direction through a first portion of the lens, the first portion having relatively smooth and convex outer surface.

12. (Amended). A safety/warning device as claimed in claim 11, wherein the lens has an upper surface with Fresnel lens characteristics to minimize light transmission there through except for a generally vertical, central beam.

13. (Amended) A safety/warning device as claimed in claim 9, wherein the convex outer surface of the first portion of the lens has an apex, and the at least one LED has a center, the center and the apex being substantially horizontally aligned.

14. (Amended) A safety/warning device as claimed in claim 9, wherein there are a plurality of diffuser elements on the inner surface of the lens.


REMARKS

In view of the foregoing amendment, allowance of the Claims at an early date is courteously solicited.

If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is respectfully requested to call Applicants' undersigned representative at (310) 788-5041 to discuss the steps necessary for placing the application in condition for allowance.

Any additional fees required in connection with this communication which are not specifically provided for herewith are authorized to be charged to the Deposit Account No 16-2230 in the name of Oppenheimer Wolff & Donnelly LLP. Any overpayments are also authorized to be credited to this account.

Respectfully submitted,

By 

Marc Bobys
Reg. No. 45,267
Attorney for Applicant

OPPENHEIMER WOLFF & DONNELLY LLP
2029 Century Park East, 38th Floor
Los Angeles, CA 90067-3024
Telephone: (310) 788-5000
Facsimile: (310) 788-5100

MARKED-UP VERSION OF THE
CLAIMS TO SHOW CHANGES MADE

9. (Amended) A safety/warning device as claimed in [any one of claims 2 to 8] claim 2, wherein the light source is located within the lens such that the at least one light emitting diode is at a height relative to the lens to give a relatively bright band of light in the horizontal direction through a first portion of the lens, the first portion having relatively smooth and convex outer surface.

12. (Amended). A safety/warning device as claimed in [claim 10 or] claim 11, wherein the lens has an upper surface with Fresnel lens characteristics to minimize light transmission there through except for a generally vertical, central beam.

13. (Amended) A safety/warning device as claimed in [any one of claims 9 to 12] claim 9, wherein the convex outer surface of the first portion of the lens has an apex, and the at least one LED has a center, the center and the apex being substantially horizontally aligned.

14. (Amended) A safety/warning device as claimed in [any one of claims 9 to 13] claim 9, wherein there are a plurality of diffuser elements on the inner surface of the lens.